

Anthony L. Martin  
Nevada Bar No. 8177  
[anthony.martin@ogletreedeakins.com](mailto:anthony.martin@ogletreedeakins.com)  
Erica J. Chee  
Nevada Bar No. 12238  
[brian.bradford@ogletreedeakins.com](mailto:brian.bradford@ogletreedeakins.com)  
OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.  
Wells Fargo Tower  
Suite 1500  
3800 Howard Hughes Parkway  
Las Vegas, NV 89169  
Telephone: 702.369.6800  
Fax: 702.369.6888

*Attorneys for Defendant Capital One Services II, LLC*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

THOMAS BIRGMANN, an individual,  
  
Plaintiff,

vs.

CAPITAL ONE SERVICES, LLC, a foreign  
limited-liability company; DOES 1 through 10  
inclusive; ROES  
CORPORATIONS/ENTITIES 1 through 10  
inclusive,  
  
Defendant(s).

Case No.: 2:17-cv-00717-JAD-CWH

**STIPULATION AND ORDER TO  
EXTEND DEADLINE FOR  
DEFENDANT TO FILE RESPONSE TO  
PLAINTIFF'S COMPLAINT**

**[SECOND REQUEST]**

Plaintiff Thomas Birgmann ("Plaintiff") and Defendant Capital One Services II, LLC (identified as Capital One Services, LLC in the Complaint) ("Defendant"), by and through undersigned counsel, hereby stipulate to an one-week extension of time to respond to Plaintiff's Complaint (ECF No. 1) filed on March 13, 2017. The response is currently due May 9, 2017.

The parties stipulate that Defendant has up to and including **May 15, 2017** in which to respond to Plaintiff's Complaint. This is the second request for an extension of time to respond to the Complaint. Defendant and its counsel require additional time to prepare and review an appropriate response to the Complaint.

...

This request is sought in good faith and not for purposes of delay.

DATED this 8th day of May, 2017.

DATED this 8th day of May, 2017.

THE THATER LAW GROUP, P.C.

OGLETREE, DEAKINS, NASH, SMOAK  
& STEWART, P.C.

/s/ M. Lani Esteban-Trinidad

/s/ Erica J. Chee

M. Lani Esteban-Trinidad  
Nevada Bar No. 6967  
6390 W. Cheyenne Avenue, Suite A  
Las Vegas, NV 89108  
*Attorneys for Plaintiff*

Anthony L. Martin  
Nevada Bar No. 8177  
Erica J. Chee  
Nevada Bar No. 12238  
Wells Fargo Tower  
Suite 1500  
3800 Howard Hughes Parkway  
Las Vegas, NV 89169  
*Attorneys for Defendant*

**ORDER**

IT IS SO ORDERED:

  
UNITED STATES DISTRICT JUDGE

DATED: May 9, 2017